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May 13, 2009

***Via Electronic Filing***

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

**Re: Ex Parte Notice  
WT Docket No. 05-265**

Dear Ms. Dortch:

On May 6, Bob Martin, Linda Martin, and the undersigned, all representing PC Management ("PCM"), met with Nese Guendelsberg, Acting Chief, Spectrum & Competition Policy Division; Won Kim, Attorney Advisor; Jennifer Salhus, Attorney Advisor; and Christina Clearwater, Assistant Division chief, Spectrum & Competition Policy Division, and discussed matters in the enclosed handout.

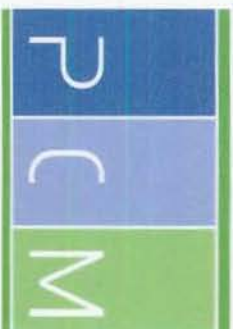
Pursuant to 47 C.F.R. § 1.1206(b)(2), this notice is being submitted electronically in the above-referenced docket. In addition, one copy of this notice is being transmitted via e-mail to Christina Clearwater.

Very truly yours,

  
Thomas Gutierrez

cc: Christina Clearwater

Enclosure



PCMANAGEMENT

## ***Providing and Enabling Wireless and Convergence Services***

**April 30, 2009**

PC MANAGEMENT

## PC Management

- Founded 1990 in Fairfield, NJ to build and operate independent wireless carrier companies serving rural markets in the U.S.
- Structured as a holding company providing senior management, engineering, marketing, back-office and other corporate services to its affiliate carrier companies
- Robert Martin, founder and CEO; Linda Martin, founder and President
- Built, managed, operated and invested in numerous wireless companies
  - Most branded as Cellular One
  - Currently operate Keystone Wireless, LLC d/b/a Immix Wireless

# Keystone Wireless, LLC

- **Keystone Wireless LLC formed in Nov. 2002 to acquire Conestoga Wireless from D & E Communications**
  - Acquired all Assets- Transaction completed in January, 2003
- **Re-branded as Immix Wireless June 2003**
- **Licensed Market Area ~1.0 M pops**
  - Covers 10 counties (6500 sq miles) in central Pennsylvania between the metro areas of Philadelphia, Pittsburgh, Harrisburg, New York and Buffalo

- **5 licensed BTAs (basic trading areas)**

<u>BTA</u>	<u>BTA Name</u>	<u>Spectrum</u>
BTA 360	Pottsville-Frackville	40 MH
BTA 370	Reading	25 MH
BTA 429	State College	40 MHz
BTA 437	Sunbury-Shamokin	40 MHz
BTA 475	Williamsport	40 MHz



there's more in the mix

## Roaming History with AT&T

- PC Management entered roaming agreement w AT&T in 1992
- Latest AA.12 GSM Roaming Agreement with Cingular dated March 14, 2003
- Latest AA.12 GSM Roaming Agreement with AT&T Wireless dated January 31, 2003
- Amendment dated December 1, 2006
  - **AT&T-Cingular merger**
  - **New language provided by AT&T-Cingular under which roaming provided to MVNO clients with the understanding that PCM provides services to MVNOs that roam on AT&T**
  - **Two year Term**

## Roaming Agreement with AT&T

- **Dec, 2006- present:** Roaming services are provided by both parties to each others' wholesale and retail subs with no issues
- **August, 2008:** PCM attempts to renew at the end of the first term
- **August-December, 2008:** after several calls and meetings, AT&T refuses to renew Roaming Agreement with existing terms
- **December 30, 2008:** AT&T sends PCM six month notice of termination effective June 30, 2009
- **March, 2009:** AT&T offers AA.12 that prohibits all MVNO subscribers and limits usage by any subscriber to under 5%
- **Ongoing:** PCM initiates several calls, letters and meetings with AT&T with negative response

## Convergence (FMC) Subscribers Need Access to GSM Roaming

- Convergence MVNOs enable consumers to improve coverage and reduce their total telecom expense by taking advantage of their internet service
  - Leverages and strengthens campus, community and other public-private broadband networks and initiatives
  - As broadband access grows consumers will require FMC
  - Broadband provider (convergence MVNO) provides home or “fixed” service
  - PCM provides FMC technology and controls and directs all calls- first to WiFi or PCM’s GSM network, then to roaming GSM networks
  - Convergence MVNO subscriber roams on AT&T only when no other GSM network available – carrier of last resort